

and 604. Alternatively, EPA may certify that the rule will not have a significant economic impact on a substantial number of small entities. Small entities include small business, small not-for-profit enterprises, and government entities with jurisdiction over populations of less than 50,000.

SIP approvals under section 110 and subchapter I, part D of the CAA do not create any new requirements, but simply approve requirements that the State is already imposing. Therefore, because the Federal SIP-approval does not impose any new requirements, I certify that it does not have a significant impact on any small entities affected. Moreover, due to the nature of the Federal-state relationship under the CAA, preparation of a regulatory flexibility analysis would constitute Federal inquiry into the economic reasonableness of state action. The CAA forbids EPA to base its actions concerning SIPs on such grounds. *Union Electric Co. v. E.P.A.*, 427 U.S. 246, 256-66 (S.Ct. 1976); 42 U.S.C. 7410(a)(2).

#### List of Subjects in 40 CFR Part 52

Environmental protection, Air pollution control, Carbon monoxide, Hydrocarbons, Incorporation by reference, Nitrogen dioxide, Ozone, Particulate matter, Reporting and recordkeeping requirements.

Dated: January 9, 1995.

**Patrick M. Tobin,**

*Acting Regional Administrator.*

Part 52, of chapter I, title 40, Code of Federal Regulations, is amended as follows:

#### PART 52—[AMENDED]

1. The authority citation for part 52 continues to read as follows:

**Authority:** 42 U.S.C. 7401-7671q.

#### Subpart RR—Tennessee

2. Section 52.2220 is amended by adding paragraph (c)(124) to read as follows:

##### § 52.2220 Identification of plan.

\* \* \* \* \*

(c) \* \* \*

(124) On August 17, 1994, the Tennessee Department of Environment and Conservation submitted revisions to the new source review requirements in the Tennessee Division of Air Pollution Control Regulations. These revisions incorporate changes to Chapter 1200-3-9 by substituting for the present paragraph 1200-3-9-.01(5) of the Tennessee SIP with new requirements, which are required in the Clean Air Act

as amended in 1990 and 40 CFR part 51, subpart I.

(i) Incorporation by reference. Tennessee Division of Air Pollution Control Regulations, Chapter 1200-3-9-.01(5) Growth Policy, effective August 15, 1994.

(ii) Other material. None.

3. Section 52.2228 is amended by adding a new paragraph (f) to read as follows:

##### § 52.2228 Review of new sources and modifications.

\* \* \* \* \*

(f) The State of Tennessee proposed to delete rule 1200-3-18-.03 "Standard for New Sources" from the Tennessee State Implementation Plan (SIP). In paragraph (e) of this section, EPA disapproved the deletion of this rule because Tennessee did not have federally approved New Source Review (NSR) regulations that applied to some of the sources in this chapter. EPA is hereby approving the deletion of section 1200-3-18-.03 of the Tennessee SIP, and is deleting EPA's earlier disapproval in paragraph (e) of this section.

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#### DEPARTMENT OF COMMERCE

##### National Oceanic and Atmospheric Administration

##### 50 CFR Part 672

[Docket No. 941249-4349; I.D. 020695B]

##### Groundfish of the Gulf of Alaska; Pollock in Area 62

**AGENCY:** National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

**ACTION:** Modification of a closure.

**SUMMARY:** NMFS is terminating the closure to directed fishing for pollock in Statistical Area 62 in the Gulf of Alaska (GOA) to allow a 48-hour directed fishery. This action is necessary to fully utilize the total allowable catch (TAC) of pollock in that area.

**EFFECTIVE DATE:** Effective 12 noon, Alaska local time (A.l.t.), February 8, 1995, the closure to directed fishing for pollock in Statistical Area 62 of the GOA is terminated and the fishery is reopened. Effective 12 noon A.l.t., February 10, 1995, the closure to directed fishing for pollock in Statistical Area 62 of the GOA is reinstated and directed fishing is prohibited; this closure is effective until 12 noon, A.l.t., April 1, 1995, or until changed by

subsequent notification in the **Federal Register**.

**FOR FURTHER INFORMATION CONTACT:** Andrew N. Smoker, 907-586-7228.

**SUPPLEMENTARY INFORMATION:** The groundfish fishery in the GOA exclusive economic zone is managed by NMFS according to the Fishery Management Plan for Groundfish of the Gulf of Alaska (FMP) prepared by the North Pacific Fishery Management Council under authority of the Magnuson Fishery Conservation and Management Act. Fishing by U.S. vessels is governed by regulations implementing the FMP at 50 CFR parts 620 and 672.

The interim specification of the pollock TAC in Statistical Area 62 was established by interim specifications (59 FR 65975, December 22, 1994) as 3,827 metric tons (mt), determined in accordance with § 672.20(c)(1)(ii)(A). The directed fishery for pollock in Statistical Area 62 of the GOA was closed under § 672.20(c)(2)(ii) on January 24, 1995, (60 FR 5337, January 27, 1995). Therefore, NMFS is terminating the closure of January 24, 1995 (60 FR 5337, January 27, 1995).

The Director, Alaska Region, NMFS, (Regional Director) in accordance with § 672.20(c)(2)(ii), has determined that the remaining interim specification of pollock TAC in Statistical Area 62 is sufficient to allow a 48-hour directed fishery.

As the interim specification of pollock TAC catch in Statistical Area 62 of the GOA will be reached before the end of the year, the Regional Director, in accordance with § 672.20(c)(2)(ii), established a directed fishing allowance of 3,627 mt, with consideration that 200 mt will be taken as incidental catch in directed fishing for other species in that area. The Regional Director has determined that the directed fishing allowance of pollock in Area 62 will be reached within a 48-hour directed fishery. Consequently, NMFS is prohibiting directed fishing for pollock in Statistical Area 62 of the GOA, effective from 12 noon, A.l.t., February 10, 1995, until the end of the first quarter unless superseded by subsequent notification in the **Federal Register**.

#### Classification

This action is taken under § 672.20 and is exempt from review under E.O. 12866.

**Authority:** 16 U.S.C. 1801 *et seq.*

Dated: February 7, 1995.

**David S. Crestin,**

*Acting Director, Office of Fisheries  
Conservation and Management, National  
Marine Fisheries Service.*

[FR Doc. 95-3458 Filed 2-7-95; 4:30 pm]

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